

## JOINT DECLARATION FOR PATENT APPLICATION

As the below named inventors, we hereby declare that:

Our residences, post office addresses and citizenship are as stated below next to our names;

We believe that we are the original, first and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled

INSECT RESISTANT PLANTS, the specification of which

\_\_\_\_\_ is attached hereto.

X was filed on October 20, 1988 as Application Serial No. 260,574 and was amended on \_\_\_\_\_ (if applicable).

We hereby state that we have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

We acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

We hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application(s) for patent or inventor's certificate having a filing date before that of the application on which priority is claimed;

## Prior Foreign Application(s)

Country	Application No.	Date of Filing (day,month,year)	Date of Issue (day,month,year)	Priority Claimed Under 35 U.S.C. 119
				Yes ___ No ___
				Yes ___ No ___
				Yes ___ No ___
				Yes ___ No ___

We hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims provided by the first paragraph of Title 35, United States Code, §112, we acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application;

Application Serial Number	Date of Filing (day,month,year)	Status - Patented, Pending, Abandoned

And we hereby appoint, both jointly and severally, as our attorneys with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith the following attorneys, their registration numbers being listed after their names: Lorance L. Greenlee, Reg. No. 27,894; Barry U. Buchbinder, Reg. No. 30,935; Sally A. Sullivan, Reg. No. P 32,064; and Ellen P. Winner, Reg. No. 28,547.

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signature Michael J. Adang Date 10/24/1958

Full Name of Inventor Adang Michael J.  
Family Name First Given Name Second Given Name

Residence 601 Valley Road, Madison, Wisconsin 53714

Citizenship USA

Post Office Address Same as above WI

Signature \_\_\_\_\_ Date \_\_\_\_\_

Full Name of Inventor Kemp John D.  
Family Name First Given Name Second Given Name

Residence 6760 Raasaf Drive, Las Cruces, New Mexico 88005

Citizenship USA

Post Office Address Same as above

Signature \_\_\_\_\_ Date \_\_\_\_\_

Full Name of Inventor \_\_\_\_\_  
Family Name First Given Name Second Given Name

Residence \_\_\_\_\_

Citizenship \_\_\_\_\_

Post Office Address \_\_\_\_\_

Signature \_\_\_\_\_ Date \_\_\_\_\_

Full Name of Inventor \_\_\_\_\_  
Family Name First Given Name Second Given Name

Residence \_\_\_\_\_

Citizenship \_\_\_\_\_

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Signature \_\_\_\_\_ Date \_\_\_\_\_

Full Name of  
Inventor      Adang                      Michael                      J.  
                    Family Name              First Given Name              Second Given Name

Residence      601 Valley Road, Madison, Wisconsin 53714

Citizenship      USA

Post Office  
Address      Same as above

Signature *John D. Kemp* Date Nov 9, 1988

Full Name of  
Inventor      200                      John                      D.  
                    Family Name              First Given Name              Second Given Name

Residence      6760 Raasaf Drive, Las Cruces, New Mexico 88005

Citizenship      USA

Post Office  
Address      Same as above

Signature \_\_\_\_\_ Date \_\_\_\_\_

Full Name of  
Inventor                      Family Name              First Given Name              Second Given Name

Residence \_\_\_\_\_

Citizenship \_\_\_\_\_

Post Office  
Address \_\_\_\_\_

Signature \_\_\_\_\_ Date \_\_\_\_\_

Full Name of  
Inventor                      Family Name              First Given Name              Second Given Name

Residence \_\_\_\_\_

Citizenship \_\_\_\_\_

Post Office  
Address \_\_\_\_\_

08/478153

Docket No. MPS 11-83

Serial No. 07/713,624



In the United States Patent and Trademark Office

Applicant(s) : Michael J. Adang and John D. Kemp  
Serial No. : 07/713,624  
Filed : June 10, 1991  
For : Insect Resistant Plants

REVOCATION OF POWER OF ATTORNEY AND  
NEW POWER OF ATTORNEY

Commissioner of Patents and Trademarks  
Washington, D.C. 20231

Sir:

Lubrizol Genetics, Inc. is the assignee of record of an application for letters patent, filed on October 20, 1988, Serial No. 07/260,574, for an invention entitled "Insect Resistant Plants," from which application a continuation application Serial No. 07/713,624 has now been filed, by virtue of an assignment dated October 24, 1988 by inventor Michael J. Adang, recorded in the United States Patent and Trademark Office at Reel/Frame 4986/0934 on December 19, 1988, and an assignment dated November 9, 1988 by inventor John D. Kemp, recorded in the United States Patent and Trademark Office at Reel/Frame 4986/0932 on December 19, 1988. On November 30, 1992, Lubrizol Genetics, Inc. changed its name to Mycogen Plant Science, Inc. pursuant to Amended and Restated Certificate of Incorporation. Attached hereto is a copy of the Restated Certificate of Incorporation.

Mycogen Plant Science, Inc., having its principal place of business at 4980 Carroll Canyon Road, San Diego, California 92121, certifies by the above that it is the owner of the entire right, title and interest in, to and under the above-identified application, and having on or about the 6th day of February, 1991, appointed the firm of PENNIE & EDMONDS, 1155 Avenue of the Americas, New York, New York 10036 as its attorney(s) to prosecute said application, hereby revokes the Power of Attorney then given, and any other Power of Attorney given prior to December 7, 1992, and it hereby confirms its appointment of Roman Saliwanchik, Reg. No. 21,023; David R. Saliwanchik, Reg. No. 31,794; Jeff Lloyd, Reg. No. 35,589; Ted W. Whitlock, Reg. No. 36,965; and Jean Kyle, Reg. No. 36,987, of the firm Saliwanchik & Saliwanchik, as its attorneys to prosecute said continuation application, and to transact all business in the Patent and Trademark Office connected therewith; and requests that all correspondence be sent to:

Jeff Lloyd  
2421 N.W. 41st Street, Suite A-1  
Gainesville, FL 32606  
(904) 375-8100

## CERTIFICATE UNDER 37 CFR §3.73(b)

Mycogen Plant Science, Inc. certifies that it is the owner of the entire right, title, and interest in the patent application identified above by virtue of an assignment dated October 24, 1988 by inventor Michael J. Adang, recorded in the United States Patent and Trademark Office at Reel/Frame 4986/0934 on December 19, 1988, and an assignment dated November 9, 1988 by inventor John D. Kemp, recorded in the United States Patent and Trademark Office at Reel/Frame 4986/0932 on December 19, 1988.

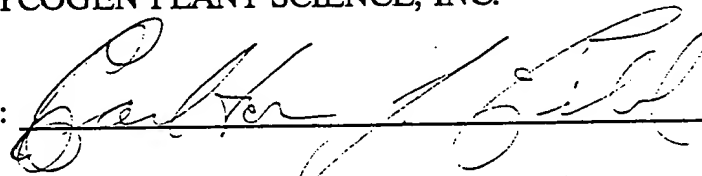
On November 30, 1992, Lubrizol Genetics, Inc. changed its name to Mycogen Plant Science, Inc. pursuant to Amended and Restated Certificate of Incorporation, a copy of which is attached hereto.

The undersigned has reviewed all the documents in the chain of title of the patent application identified above and, to the best of undersigned's knowledge and belief, title is in the assignee identified above.

The undersigned (whose title is supplied below) is empowered to act on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or of any patent issuing thereon.

MYCOGEN PLANT SCIENCE, INC.

By: 

Title: Executive Vice President

Date: 9/14/93